



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: the Application of:

Salvatore Albani

Serial No.: 09/756,983

Filed: January 9, 2001

For: METHODS FOR ISOLATION,
QUANTIFICATION,
CHARACTERIZATION AND
MODULATION OF ANTIGEN-SPECIFIC
T CELLS

Group Art Unit: 1644

Examiner: To be assigned

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Patent
031544.0004.CIP1
APR 08 2002
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**FORMAL DRAWINGS AND PETITION REQUESTING ACCEPTANCE OF COLOR AND
BLACK AND WHITE PHOTOGRAPHS UNDER 37 C.F.R. 1.84**

Office of Petitions
Commissioner for Patents
Washington, D.C. 20231

04/08/2002 GBERKEGI 00000055 09756983

01 FC:122

130.00 OP

Sir:

Applicant hereby submits a complete copy of formal drawings for the above referenced application. The sheets of drawings include forty-six (46) sheets of which sheet numbers 13 to 24 are color photo micrographs permanently attached to bristol board paper. Also, sheet number 25 is a black and white PAGE gel photograph. Enclosed are three copies of the color photographs.

The formal drawings filed herewith are replacement copies of drawing sheets submitted earlier on November 13, 2001. Applicants understand that because of irradiation of mail that took place in the last quarter of 2001, many papers submitted to the PTO were severely damages.

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

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4/2/02
Date of Deposit

Pamela Skelton
Name of Person Mailing Paper

Pamela Skelton
Signature of Person Mailing Paper

Applicants are concerned that the earlier submitted drawings may have been damaged. Moreover, some of the drawings may not have had font sizes of lettering in accordance with the PTOs drawing requirements. Also, in printing formal drawings in accordance with PTO requirements, the total number of sheets required increased from 38 to 46. However, there are no changes to the content of the drawings.

Applicants petition for the acceptance of the color photographs as they depict an aspect of the functionality of the invention that can not otherwise be shown using black and white photographic methods. The photos show fluorescent staining using different dye colors on different molecular structures. The black and white photos of figure 19 are standard PAGE gel photos.

Applicants enclose herewith the required fee for the petition according to 37 C.F.R. 1.17(h). No other fee is believed necessary, however, if any additional fees are due please charge our deposit account number 501273. If you have any questions, I may be reached at (858) 720-2757.

Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

Dated: _____

April 2, 2002

By: _____

Douglas C. Murdock
Douglas C. Murdock
Reg. No. 37,549

BROBECK, PHLEGER & HARRISON LLP

12390 El Camino Real
San Diego, CA 92130-2081
Telephone: (858) 720-2500
Facsimile: (858) 720-2555

INDEX of Exhibits

Exhibit 1 Copy of Post Card
Exhibit 2 Copy of Express Mail Label Receipt
Exhibit 3 Copy of formal drawings (one full set of 46 sheets and two additional sets of color photos for figures 16A-D, 17A-D and 18A-D (12 sheets))



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TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed are the following documents:

- Petition Requesting Acceptance of Color and Black and White Photographs Under 37 C.F.R. 1.84;
- Copy of formal drawings (one full set of 46 sheets and two additional sets of color photos for figures 16A-D, and 18A-D (12 sheets));
- Check in the amount of \$130.00 (fee for Petition for Color and Photographic Drawings); and

CERTIFICATE OF MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

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4/2/02

Date of Deposit

Pamela Skelton

Name of Person Mailing Paper

Pamela Skelton

Signature of Person Mailing Paper

- Return Postcard.

The Commissioner is authorized to charge any additional fee required or to credit any overpayment to our Deposit Account No. **50-1273**.

Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

Dated: _____

4/2/02

By: _____



Douglas C. Murdock
Reg. No. 37,549

DCM:ps

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